



Docket 83744AEK
Customer No. 01333

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Cheryl J. Kaminsky, et al

LIGHT DIFFUSION MATERIAL
WITH COLOR TEMPERATURE
CORRECTION

Serial No. 10/020,714

Filed 14 December 2001

Group Art Unit: 1771

Examiner: Victor S. Chang

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Deidra L. Mack

Deidra L. Mack

November 8, 2004

Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

**TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

The owner, Eastman Kodak Company of the entire interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Nos. 10/017,002, 10/020,404 and 10/017,402. The owner hereby agrees that any patents so granted on the instant applications shall be enforceable only for and during such period that it and any patents granted on the second applications are commonly owned. This agreement runs with any patents granted on the instant applications and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patents granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patents granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant on the second applications, in

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the event that all patents granted on the second applications: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, have all claims canceled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record. (If this box is not checked do not use this form)

11/8/2004

Date
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Please charge the fee to Eastman Kodak Company Deposit Account 05-0225. (A duplicate copy of this request is enclosed)